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Attorneys for Applicant  
MEDICAL RESEARCH COUNCIL

**UNITED STATES DISTRICT COURT**  
**NORTHERN DISTRICT OF CALIFORNIA**  
**SAN FRANCISCO DIVISION**

IN RE: APPLICATION OF MEDICAL  
RESEARCH COUNCIL FOR AN ORDER  
PERMITTING ISSUANCE OF SUBPOENAS  
TO TAKE DISCOVERY FOR USE IN  
FOREIGN PROCEEDING

Case No. 3:15-mc-80213-HSG

**JOINT STIPULATION AND ~~PROPOSED~~**  
**ORDER FOR DISMISSAL OF IN RE:**  
**APPLICATION OF MEDICAL**  
**RESEARCH COUNCIL FOR ORDER**

Department: 10 - 19th Floor  
Judge: Hon. Haywood S. Gilliam, Jr.  
Action Filed: August 7, 2015

1 WHEREAS in March 2016, Medical Research Council (“MRC”) and Celltech, Inc., parties  
2 to litigation in the United Kingdom, entered into a settlement agreement, MRC and Genentech,  
3 Inc. (“Genentech”) stipulate to dismiss the discovery dispute pending in the Northern District of  
4 California.

5 THEREFORE, IT IS STIPULATED AND AGREED between the parties, through their  
6 respective counsel of record herein, that:

- 7 1) MRC’s 28 U.S.C. § 1782 application is dismissed with prejudice;  
8 2) The parties shall each bear their own costs, expenses, and attorneys’ fees; and  
9 3) All signatories listed, and on whose behalf the filing is submitted, concur in the filing’s  
10 content and have authorized the filing.

11 **IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD.**

12  
13  
14 Dated: April 1, 2015

Respectfully submitted,

By: /s/ Claire C. Newland

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MEDICAL RESEARCH COUNCIL

1 Dated: April 1, 2015

By: /s/ Aaron P. Maurer  
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Attorneys for GENENTECH, INC.

**ORDER**

**PURSUANT TO STIPULATION, IT IS ORDERED** that Applicant Medical Research Council's ("MRC") 28 U.S.C. § 1782 application is dismissed **without** prejudice and that MRC and Genentech, Inc. shall each bear their own costs, expenses, and attorneys' fees.

IT IS SO ORDERED.

Dated: April 5, 2016

  
Haywood S. Gilliam, Jr.  
United States District Judge

**LOCAL RULE 5-1(i)(3) ATTESTATION**

I, Claire C. Newland, am the ECF user whose ID and Password are being used to file this  
JOINT STIPULATION AND [PROPOSED] ORDER FOR DISMISSAL OF IN RE:  
APPLICATION OF MEDICAL RESEARCH COUNCIL FOR ORDER. In compliance with  
Civil Local Rule 5-1(i)(3), I hereby attest that Aaron P. Maurer, counsel for Objector, Genentech,  
Inc., has concurred in its filing.

Dated: April 1, 2016

/s/ Claire C. Newland  
Claire C. Newland

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and correct copy of the above and foregoing document has been served on April 1, 2016, to all counsel of record who are deemed to have consented to electronic service via the Court's CM/ECF system. Any counsel of record who have not consented to electronic service through the Court's CM/ECF system will be served by electronic mail, first class mail, facsimile and/or overnight delivery.

/s/ Claire C. Newland  
Claire C. Newland